

**RECEIVED
CENTRAL FAX CENTER**

SEP 07 2004

JOHN RUSSELL UREN, P. ENG., M. ENG., J.D.
BARRISTER & SOLICITOR
REGISTERED PATENT & TRADE MARK AGENT

Suite 202, 1590 Bellevue Avenue, P. O. Box 91909
West Vancouver, British Columbia V7V 1A7
Canada

Telephone: (604) 922-2997
Facsimile: (604) 922-2957

1337 Gulf Road, P. O. Box 1304
Pt. Roberts, Washington 98281 - 1304
U.S.A.

Telephone: (360) 945-3411
Facsimile: (604) 922-2957

FACSIMILE TRANSMITTAL SHEET

Date: September 7, 2004 File No.: AWI90101

From: John R. Uren

To: Examiner Ivars C. CINTINS, Group Art Unit 1724
Appln. Serial No. 09/303,306

Facsimile No.: (703) 872-9306 Telephone No.: (571) 272-1155

Firm: United States Patent and Trademark Office

City: Alexandria, Virginia 22313-1450

Number of pages being transmitted (including this page): 15

This facsimile is a confidential communication that is protected by solicitor-client privilege. It is intended to be seen and used only by the person to whom it is addressed or by a person receiving this facsimile on behalf of such person. Any distribution, copying or dissemination of the information herein by anyone other than the addressee is prohibited. If you have received this facsimile in error, please telephone us immediately and destroy this entire document.

MESSAGE:

usptofoxawi90101.wpd

Certificate of Transmission

I hereby certify that this correspondence is being facsimile trans-
mitted to the United States Patent and Trademark Office,
Fax. No. (703) 872-9306 on 7 SEP 04 . (Date)
Typed or printed name of person signing this certificate:

Signature: _____

John R. Usher

**RECEIVED
CENTRAL FAX CENTER**

SEP 07 2004

Atty. Docket No. AWI90101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: :
HAMBLEY, DAVID M. and :
HAMBLEY, PHILIP : Examiner: Ivars C. CINTINS
Serial No.: 09/303,306 : Group Art Unit: 1724
Filed: April 30, 1999 :
For: FILTER UNDERDRAIN SYSTEM :
FOR BACKWASH FLOW AND METHOD :
FOR MEASURING SAME :

AMENDMENT TRANSMITTAL LETTERBY FACSIMILE (703 872-9306)

Honorable Commissioner of Patent and Trademarks
P. O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Transmitted herewith is a response to the Notice of
Non-Compliant Amendment under 37 CFR 1.121 dated August 6, 2004.

[x] Small entity status of this application under 37
C.F.R. 1.9 and 1.27 has been established by a verified
statement previously submitted.

[] A verified statement to establish small entity status
under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

Total claims remaining after amendment..... 39
(Minus) Highest no. previously paid for.... 39
(NOTE: A fee is paid for each claim 0*
in excess of twenty(20))

- 2 -

Total independent claims after amendment... 9
(Minus) Highest no. previously paid for.... 9
(NOTE: A fee is paid for each independent 0**
claim in excess of three(3))

First presentation of multiple dependent
claim.....0***
(NOTE: A fee is paid for each multiple dependent claim)

<u>Small Entity</u>		<u>Large Entity</u>	
*0 x \$9.00	0.00	*0 x \$18.00	0.00
**0 x \$39.00	0.00	**0 x \$78.00	0.00
***0 x \$130.00	<u>0.00</u>	***0 x \$260.00	<u>0.00</u>
Total Fee:	<u>0.00</u>	Total Fee	<u>0.00</u>

- ☒ No additional fee is required.
- ☐ Our check is enclosed.
- ☐ Please charge deposit account no. 21-0885. A duplicate copy of this form is attached.
- ☒ Please charge any additional fees due, or credit any overpayment, to deposit account no. 21-0885. A duplicate copy of this form is attached.

Respectfully submitted,

HAMBLEY, DAVID et al

By: _____

John R. Uren
Regn. No. 27,530

Date: September 7, 2004

John Russell Uren, P. Eng.
Suite 202 - 1590 Bellevue Avenue
West Vancouver, British Columbia V7V 1A7
Canada

Telephone: (604) 922-2997 (Vancouver, Canada)
(360) 945-3411 (Washington State)

E-mail: urenpat@telus.net

uspto/awi90101v2.wpd

RECEIVED
CENTRAL FAX CENTER

SEP 07 2004

Atty. Docket No. AWI90101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: :
HAMBLEY, DAVID M. and :
HAMBLEY, PHILIP : Examiner: Ivars C. CINTINS
Serial No.: 09/303,306 : Group Art Unit: 1724
Filed: April 30, 1999 :
For: FILTER UNDERDRAIN SYSTEM :
FOR BACKWASH FLOW AND METHOD :
FOR MEASURING SAME :

RESPONSE TO NOTICE OF
NON-COMPLIANT AMENDMENT (37 CFR 1.121)

BY FACSIMILE (703 872-9306)

Honourable Commissioner of Patents and Trademarks
P. O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

This is responsive to the Notice of Non-Compliant Amendment under 37 CFR 1.121 dated August 6, 2004 and will replace the paper filed July 21, 2004 and entitled "RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT UNDER 37 CFR 1.111" in its entirety.

Applicant requests that the above-identified application be amended as follows:

Amendments to the Specification begin on page 3 of this paper.

- 2 -

Amendments to the Claims are reflected in the listing of claims which begins on page 5 of this paper.

Remarks/Arguments begin on page 10 of this paper.